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PART VI

OFFICE OF THE EXCISE COMMISSIONER IN MYSORE, BANGALORE.

Notification dated 5th September 1969.

Subject:—Notice of the disposal of the lease of the Right of Retail Vend of liquors—Resale of all Arrack shops of Mangalore Taluk, S. K. District.

No. EXE. EXS. I. 2102/69-70. Whereas the lessee of Arrack shops of Mangalore Taluk, Sri B. S. Ramappa has failed to credit the monthly rentals of Rs. 3,18,000 for the month of August 1969 even at the end of the month and has committed breach of the condition of the lease. Whereas Government in their No. HD 382 EDC 69, dated 5th September 1969 have terminated the lease of right of the retail vend of arrack granted in favour of Sri B. S. Ramappa and have ordered the disposal afresh of all the arrack shops of Mangalore Taluk, it is hereby notified that the right of retail vend of arrack of all the shops in Mangalore Taluk, S. K. District will be disposed of by public auction by the Deputy Commissioner, S. K., Mangalore, for the remaining part of the Excise Year 1969-70 at the time and place indicated in Schedule IV of the Notification. The shops shall be disposed of shopwise, Groupwise and Talukwise as indicated in Schedules I, II and III and in accordance with powers vested in the Deputy Commissioner under Rule 10 of The Mysore Excise (Lease of the Right of Retail Vend of liquors) Rules, 1969.

1 (a) Every intending bidder shall deposit by way of earnest money at the rate of rupees five hundred (Rs. 500) per shop or one-fourth of the monthly rent of each shop or groups of shops in the previous year, whichever is less, either in cash or in the form of a demand draft on any of the Scheduled Banks in favour of the Deputy Commissioner of the District concerned.

(b) Persons who have not made such deposits shall not be entitled to bid at the auction.

(c) The Officer receiving such deposits will issue a receipt for the earnest money deposited.

2 A person disqualified under Rule 7 of the Mysore Excise (Lease of the Right of Retail Vend of liquors) Rules, 1969 is not entitled to bid.

3 The auction shall commence at 9 A.M. on the date and at place specified in Schedule IV. If the auction is not concluded on that date, it will be continued on the following days even if such days are general holidays.

4 (a) The Deputy Commissioner shall cause the sale notification to be read out and explained in Kannada. Thereafter he shall prepare a list of intending bidders in respect of each shop or groups to be auctioned.

(b) Names of persons who have not deposited the earnest money required under condition 1(a) above, will not be included in the list.

(c) After such list is prepared, bids in respect of each shop or group of shops, shall be invited ordinarily in the same order in which they are notified.

5 The Deputy Commissioner may reject any bid on the ground that such a bid is too low or for any other reasons to be recorded in writing.

6 (a) No person other than a power of Attorney holder shall be entitled to offer bids in the name of another person.

(b) In the case of a Firm, Company or other body corporate, only the person duly authorised in this behalf can offer bids on behalf of the Firm, Company or body corporate.

7 The bids offered will be recorded in the list referred to above and the signature of the highest bidder will be obtained in token of his offer.

8 After all the shops or groups of shops are auctioned, the Deputy Commissioner shall accept provisionally the highest bid amount recorded and announce the same. Such acceptance shall be subject to confirmation by the State Government.

9 (a) The person whose bid is accepted provisionally shall immediately on the very day, make a deposit of an amount which together with the earnest money deposited earlier is equal to one month's rent of the shop or group of shops for which his bid is provisionally accepted.

(b) If such deposit is not made, the provisional acceptance of the bid shall stand cancelled, the earnest money will be liable to be forfeited and the Deputy Commissioner may either accept provisionally the next highest bid, or dispose of the right of retail vend of liquors afresh. In either case, the disposal shall be at the risk of the defaulter who shall not be entitled to any excess amount realised but shall be liable for the losses sustained by the State Government The State Government shall be entitled to assess such loss and recover it from the defaulter as if it were an arrears of land revenue.

(c) A defaulter shall not be entitled to bid at such re-auction.

10 Earnest money deposited will be returned to the unsuccessful bidders, on application to the concerned authority.

11 The State Government shall on consideration of the records pass order confirming the disposal of the lease of the right of retail vend of liquors or refusing to confirm it. Such order will fortwith be communicated to the persons concerned.

12 Within seven days from the date of confirmation the person whose bid is confirmed should execute a lease deed in favour of the State Government incorporating the terms and conditions under which the right of retail vend of liquors is leased in his favour.

13 (a) Within seven days from the date of confirmation the person whose bid is confirmed should submit an application, together with a list of sites with boundaries, selected by him for locating the shop or shops, for a licence in respect of each of the shops to the Deputy Commissioner.

(b) Within fifteen days from the date of confirmation, he shall furnish security for an amount equal to three months' rent in the form of cash deposit or cash deposit for an amount equal to one month's rent and Government securities or other securities recognised by the State Government or an irrevocable guarantee given by a Schedule Bank, for an amount equal to two months' rent.

(c) After the above conditions are complied with the Deputy Commissioner will issue licenses for each shop.

14 (a) If the conditions 12 and 13 are not complied with, within the stipulated period, the lease of the right of retail vend of liquors will be cancelled by the State Government the deposits made by him shall be liable to be forfeited; and the lease of the right of retail vend of liquors will be disposed of afresh in such manner as the State Government may direct.

(b) Such disposal shall be at the risk of the defaulter who shall however be not entitled to any excess amount realised in that process, but shall be liable for all the losses sustained by the State Government. The State Government shall be entitled to assess such loss and recover it as if it were arrear of land revenue.

15 (a) All deposits unless forfeited will be adjusted towards the final monthly rents, payable by the licensee.

(b) Any amount not exceeding one month's rent may be retained by the Deputy Commissioner for a period not exceeding three months after the expiry of the lease period in order that adjustment, towards any sum that may be found due to the State Government on any account may be made.

16 (a) The Excise Commissioner will be competent to accord sanction for the increase or reduction in the number of shops.

(b) Any increase in the number of shops at the request of a licensee, shall be subject to the payment of an additional rent by the licensee in respect of the increased number of shop or shops, at the rate of rupees one hundred per shop per year.

17 The Deputy Commissioner or the Excise Commissioner may, either on the application of a licensee or theriwise and for reasons to be recorded in writing, proect the closure or shifting of a shop from one place to another and the licensee shall not be entitled to any compensation on account of such closure or shifting.

18 (a) Arrack will be supplied to the shops from Government Depots in the respective Taluks wherever depots exist. In the case of other Taluks, the arrack will be supplied from the Central Depots of the District concerned.

(b) Such supply shall be at the rate and subject to the payment of duty as specified below :—

1 Arrack of 30° U. P. per bulk litre	Duty	Rs.	0—55 paise
	Price		3—17 ,,
	H. C.		0—05 ,,
	E. C.		0—03 ,,
	S. T.		0—20 ,,
	Total		4—00 per litre

(c) In addition to the above, the licensee is liable for payment of all other cesses, sales tax Octroi litre fee etc., according to law.

19 Shops, if located within five miles dry belt of any adjoining State where Prohibition Laws are in force and the shops nearer to a Railway Station or Railway Workshops, may be ordered to be either closed or shifted to some other site, as the competent authority may deem necessary.

20 Metric measures and weights shall be used in all the licensed shops and depots.

D. J. BALARAJ,
Excise Commr.

MANGALORE TALUK

ARRACK SHOPS

Schedule I

1	Mangalore Casba Bazaar (Hampankatta)	23	Jeppinamogru
2	Felix Pai Bazar	24	Bajal
3	Mangalore Casba Bazaar (Mochikeri)	25	Derebail
4	Bokkapatna (Karbala Road)	26	Kodikalgudda
5	Codialbail(Shedigudde)	27	Padukodi
6	Shedigudda Market	28	Kankanady
7	Attavar (Nandigudda)	29	Gorigudde
8	Old Kent Road	30	Alape
9	Attavar (Hoige Bazar)	31	Nagori
10	Good Shed Road	32	Kadri (Mallikatte)
11	Mangalore Thota (Bolar)	33	Kadri Temple Road
12	Jeppu Market	34	Hoige
13	Mangalore Thota (Mahakalipadpu)	35	Ullal
14	Morgans Gate	36	Someshwara
15	Codialbail-Bejey	37	Pavur
16	Kottara Croass	38	Chota Mangalore (Ullal)
17	Kadri (Mundan)	39	Manjanady
18	Bejey Jail Road	40	Kavur
19	Boloor (Urva)	41	Bajpe
20	Boloor (Smashana)	42	Bala
21	Padavu	43	Iddya
22	Bikkarnakatte	44	Hosabettu
		45	Baikampady
		46	Thannirbhavi
		47	Padushedde
		48	(62) Thokur

49 Tenka Yekkar
50 Kudpu
51 Tiruvail
52 Neermarga
53 Adyar
54 Mulur
55 Kandavara
56 Kolambe
57 Muchur
58 Tenka Yedapadavu
59 Kelinjar
60 Ulaibettu
61 Muduperar
62 Bappanadu
63 Athikari Bettu
64 Balkunje
65 Elinje
66 Aikala
67 Talipady
68 Kondemoola
69 Sashihithlu
70 Haleangady
71 Thitrapu
72 Pakshikere (Kemral)
73 Manampady
74 Balmatta (Kudumbihithlu)
75 Bajilkeri
76 Bengere
77 Kambla Cross

Schedule II

Group I.

1 Mangalore Casba Bazar (Hampankatta)
2 Felix Pai Bazar
3 Mangalore Casba Bazar (Mochikeri)
4 Bokkapatna (Karbala Road)
5 Codialbail (Shedigudde)
6 Shedigudde Market
7 Attavar (Nandigudde)
8 Old Kent Road
9 Attavar (Hoige Bazar)
10 Good Shed Road
11 Mangalore Thota (Bolar)
12 Jeppu Market
13 Kadri (Mallikatte)
14 Kadri Temple Road
15 Mangalore Thota (Mahakali Padpu)
16 Morgans Gate
17 Codialbail (Bejey)
18 Kottara Cross
19 Kadri (Mundan)
20 Bejey Jail Road
21 Boloor (Urva)
22 Boloor (Smashana)
23 Padavu
24 Bikkarnakatte
25 Jeppinamogru
26 Hoige
27 Bajal
28 Balmatta (Kudumbihithlu)
29 Bajilkeri
30 Bengere
31 Kambla Cross

Group II

1 Derebail
2 Kodikal Gudde
3 Padukodi
4 Kankanady
5 Gorigudde
6 Alape
7 Nagori
8 Ullal
9 Someshwar
10 Pavur
11 Chota Mangalore (Ullal)
12 Manjanady

Group III

1 Kavur
2 Bajpe
3 Bala
4 Iddya
5 Hosabettu
6 Baikampady
7 Thannirbhavi
8 Padushedde
9 (62) Thokur
10 Tenka Yekkar

Group IV

1 Kudpu
2 Tiruvail
3 Neermarga
4 Adyar
5 Mulur
6 Kandavara
7 Kolambe
8 Muchur
9 Tenka Yedapadavu
10 Kelinjar
11 Ulaibettu
12 Muduperar

Group V

1 Bappanadu
2 Athikaribettu
3 Balkunje
4 Elinje
5 Aikala
6 Talipady
7 Kondemoola
8 Sasihithlu
9 Haleangady
10 Chitrapu
11 Pakshikere (Kemral)
12 Manampady

Schedule III

All the 77 Arrack Shops of Mangalore Taluk

Schedule IV

Sl. No.	Taluk	Date	Time	Place
1	2	3	4	5
1	Mangalore Taluk.	11-9-1969	9-00 A.M.	Office of the Special Land Aquisition Officer, West Coast Road, Maidan Road, Mangalore-1 (Old District Board Office).

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